

IN THE UNITED STATES DISTRICT COURT FOR
THE WESTERN DISTRICT OF PENNSYLVANIA

Fred Albert Bartholomew,
Petitioner

vs.

Joseph F. Desuta,
Respondent

:

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C.A. No. 05-60 Erie

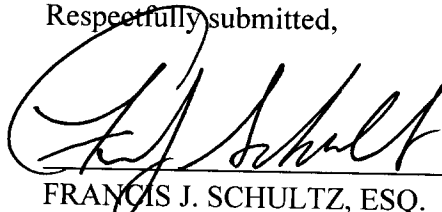
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MOTION FOR EXTENSION OF TIME TO FILE RESPONDENT'S ANSWER AND BRIEF

AND NOW this 11th day of July, 2005, comes the Commonwealth of Pennsylvania, by Francis J. Schultz, Esq., District Attorney of Crawford County, Pennsylvania, and respectfully requests for this Honorable Court to extend the filing deadline as to when the Respondent has to have its answer and brief filed with this Honorable Court. At this time, the filing deadline is on or about July 31, 2005. The reasons for this request are as follows:

1. The undersigned attorney anticipates that the completion of the Respondent's answer and brief will take a significant amount of time.
2. This is the first time that the Respondent has asked for an extension of time to file its brief.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "F. J. Schultz", is written over a horizontal line.

FRANCIS J. SCHULTZ, ESQ.
District Attorney

IN THE UNITED STATES DISTRICT COURT

Western District

Fred Albert Bartholomew,
Petitioner

:

vs.

:

C.A. No. 05-60 Erie

Commonwealth of Pennsylvania
Joseph F. Desuta,
Respondents

:

PROOF OF SERVICE

I hereby certify that I am serving the foregoing document upon the person and in the manner indicated below, which service satisfies the requirements of Pa.R.A.P. 121.

Service by first class mail:

United States District Court
PO Box 1820
Erie, PA 16507

Fred Albert Bartholomew #BT-2417
SRCF Mercer
801 Butler Pike
Mercer, PA 16137

Date: July 11, 2005



FRANCIS J. SCHULTZ, ESQ.
District Attorney
Attorney for Respondent
Crawford County Courthouse
Meadville, PA 16335
Telephone: (814) 333-7455
Attorney No. 76261

OFFICE OF THE DISTRICT ATTORNEY
CRAWFORD COUNTY COURT HOUSE
MEADVILLE, PENNSYLVANIA 16335-2696

July 11, 2005

FRANCIS J. SCHULTZ
District Attorney

PAULA C. DIGIACOMO
First Assistant District Attorney

DOUGLAS W. FERGUSON
ROBERT J. FELTON
NOAH A. ERDE
PAUL A. BARKUS
CRAIG A. HOWE
Assistant District Attorney's

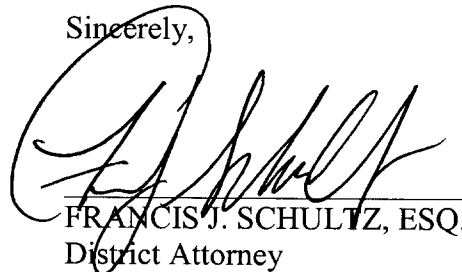
United States District Court
Office of the Clerk
PO Box 1820
Erie, PA 16507

RE: Fred Albert Bartholomew
No. 05-60 Erie

Dear Office of the Clerk:

Enclosed is an original and one copy of the Respondent's Motion for Extension of Time in the above captioned case along with a Proof of Service indicating service upon Fred Albert Bartholomew. The Commonwealth is requesting an extension of 30 days.

Sincerely,



FRANCIS J. SCHULTZ, ESQ.
District Attorney

FJS/ml
Enclosures
Cc: Fred Albert Bartholomew